

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

LEE CULVER and SUSAN CULVER,  
Husband and Wife,

Plaintiffs

V.

MATERIALS TRANSPORTATION CO.  
and McMASTER-CARR SUPPLY CO.,

## Defendants

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)  
) Civil Action No. 04-233 Erie  
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## STIPULATION OF DISMISSAL

Plaintiffs Lee Culver and Susan Culver, defendant Materials Transportation Company and defendant McMaster-Carr Supply Co., by their respective undersigned counsel, hereby stipulate and agree pursuant to Fed.R.Civ.P. 41(a)(1)(ii) that the above-entitled action is settled and dismissed with prejudice and that the Court may enter an order accordingly, notice by the Clerk being hereby waived.

Respectfully submitted,

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

LEE CULVER and SUSAN CULVER,	)	
Husband and Wife,	)	
	)	
Plaintiffs	)	
	)	
v.	)	Civil Action No. 04-233 Erie
	)	
MATERIALS TRANSPORTATION CO.	)	
and McMASTER-CARR SUPPLY CO.,	)	
	)	
Defendants	)	

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 29th day of December, 2005, a copy of the within document was served on all counsel of record and unrepresented parties in accordance with the applicable rules of court.

/s/ James T. Marnen  
James T. Marnen